



Attorney Docket No. 9359-2CT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: John Elliason
Serial No.: 10/760,943
Filed: January 20, 2004
For: REMOTE KEY TURNING TOOL AND METHOD FOR USING THE SAME

Confirmation No.: 1267
Group Art Unit: 3676
Examiner: Lloyd A. Gall

Date: November 8, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b)**

Sir:

Applicant hereby submits the enclosed Terminal Disclaimer Under 37 C.F.R. § 1.321 for the above referenced application. Also enclosed is a check in the amount of \$55.00 [37 C.F.R. § 1.20(d)] to cover the fee for filing a Terminal Disclaimer. The Examiner is authorized to charge Deposit Account No. 50-0220 for any additional fee which may be required or credit any overpayment.

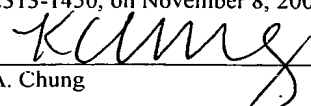
Respectfully submitted,

David D. Beatty
Registration No. 38,071

USPTO Customer No. 20792
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: 919/854-1400
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Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 8, 2004.


Katie A. Chung



Attorney Docket No. 9359-2CT

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TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(a)

Sir:

I, David D. Beatty, am an attorney of record of the disclaimant, Universal Product Marketing Incorporated, and am authorized to execute this disclaimer on behalf of Universal Product Marketing Incorporated. The disclaimant, Universal Product Marketing Incorporated, having a principal place of business at P.O. Box 8851, Rocky Mount, North Carolina is the owner of all right, title, and interest in the above-identified application, by Assignment recorded on November 21, 2002, at Reel 013527, Frame 0398.

The disclaimant hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156, §173, and any other relevant statutory provision of prior U.S. Patent No. 6,701,760, filed November 21, 2002, as presently shortened by any terminal disclaimer, which patent was assigned to the above-identified disclaimant by an Assignment recorded on November 21, 2002, at Reel 013527, Frame 0398.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,701,760. This agreement runs with any patent granted on the above-identified application, and is binding upon the grantee, its successors, or assigns.

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02 FC:2814 55.00 OP

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Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application that is prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156 and §173 of U.S. Patent No. 6,701,760, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

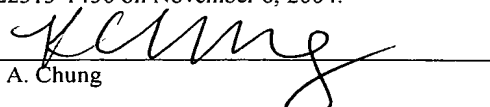


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Katie A. Chung